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6 **UNITED STATES DISTRICT COURT**
7 **WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

8 DEANA REIMERS, a single person,

9 Plaintiff,

10 vs

11 MICHAEL LANGTON, in his Official capacity
12 as a Ferndale Police Officer and in his
13 individual Capacity, and the City of Ferndale A
municipal subdivision of the State of
Washington,

14 Defendants.

No. 2:20-cv-01370-JLR

JOINT STATUS REPORT

JURY REQUESTED

15 Pursuant to Fed. R. Civ. Procedure, Rule 26(f), the parties submit the following Joint
16 Status Report and Discovery Plan:

17 1. Nature of Case:

18 Civil rights violation.

19 2. Proposed Deadline for Joining Additional Parties:

20 Sixty (60) days from the filing of this pleading.

21 3. Use of Magistrate Judge:

22 No.

23 4. Proposed Discovery Plan:

1 a. Initial Disclosures: The parties will exchange Initial Disclosures on or before
2 December 14, 2020, pursuant to the Court's previous Order [Dkt #5].

3 b. Subjects of Discovery: The parties anticipate the need to conduct discovery on
4 defenses and damages. This will include depositions, as well as written discovery. The
5 parties do not presently believe that discovery should be conducted in phases or be
6 limited.

7 c. Electronically-Stored Information: The parties do not anticipate any issues
8 concerning the disclosure of, or discovery of, electronically stored information or data.
9 In the event issues of this nature arise, the parties will agree to work together to resolve
10 all issues before filing any motions with the court.

11 d. Privilege Issues: The parties agree to work together to resolve any issues that
12 may arise concerning privileges.

13 e. Proposed Limitations on Discovery: The parties agree that no limitations shall be
14 made on discovery subject to the Federal and Local Rules.

15 f. Discovery-Related Orders: At this time, the parties do not anticipate the need for
16 any additional orders under Local Rules 16 or 26.

17 5. Parties Views, Proposals and Agreements:

18 a. Prompt Case Resolution: Defendants anticipate filing a Motion for Summary
19 Judgment.

20 b. Alternative Dispute Resolution: TBD.

21 c. Related Cases: None.

22 d. Discovery Management: The parties will work together to resolve discovery
23 disputes prior to filing any motions.

24 e. Anticipated Discovery Sought: *See* Section 4(b).

1 f. Phasing Motions: The parties do not see the need for phasing motions at this
2 time.

3 g. Preservation of Discoverable Information: The parties have advised their clients
4 to preserve any electronically stored information relevant to this case.

5 h. Privilege Issues: *See* Section 4(d).

6 i. Model Protocol for Discovery of ESI: The parties will agree on ESI discovery
7 protocols, if necessary.

8 j. Alternatives to Model Protocol: Alternatives to the Model Protocol will be
9 discussed, if necessary.

10 6. Discovery Deadline: The parties believe discovery can be completed by 45 days
11 before the trial date.

12 7. BIFURCATION: No.

13 8. PRETRIAL STATEMENTS AND ORDER: The parties believe the pretrial
14 statements and pretrial order should be maintained.

15 9. INDIVIDUALIZED TRIAL PROGRAM / ADR: *See* 5(b).

16 10. ADDITIONAL SUGGESTIONS: Not applicable.

17 11. DATE CASE READY FOR TRIAL: The parties believe this case will be ready for
18 trial on or after November 30, 2021.

19 12. JURY TRIAL: This case was removed from State Court. [Dkt. 1]. The parties
20 request a jury trial.

1 13. LENGTH OF TRIAL: The parties anticipate five (5) days will be required for trial.

2 14. COUNSEL CONTACT INFORMATION:

3 **Plaintiff's Counsel:**

4 William Johnston
5 PO BOX 953
6 Bellingham, WA 98227
7 Phone: (360) 676-1931
8 Email: wjtj47@gmail.com

9 **Defendant's Counsel:**

10 George A. Mix
11 Mix Sanders Thompson, PLLC
12 1420 Fifth Avenue, 22nd Floor
13 Seattle, WA 98101
14 Phone: (206) 521-5989
15 Fax: (888) 521-5980
16 Email: george@mixsanders.com

17 15. AVAILABILITY OF COUNSEL FOR TRIAL: Counsel currently have no conflicts on
18 the date set forth in paragraph 11.

19 16. STATEMENT REGARDING SERVICE: Plaintiff has served the City but not the
20 individual defendants.

21 17. SCHEDULING CONFERENCE: Not needed. The FRCP conference was held on
22 November 24, 2020.

23 18. FILING OF DISCLOSURE STATEMENTS: N/A.
24

1 Dated this this 24th day of November, 2020.

2 MIX SANDERS THOMPSON, PLLC

3 s/George A. Mix

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11 Attorneys for Defendants

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13 s/William Johnston

14 William Johnston

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16 Bellingham, WA 98227

17 Phone: (360)676-1931

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1 **CERTIFICATE OF SERVICE**

2 I, Sherry Toves, certify that on November 24, 2020 I caused to be served a true and correct
3 copy of the foregoing JOINT STATUS REPORT with the Clerk of the Court using the CM/ECF
4 System and caused to be served a true and correct copy via the method indicated below and
5 addressed to the following

6 *Attorney for Plaintiff*
7 William Johnston
8 PO Box 953
9 Bellingham WA 98227
10 ☐ Legal Messenger
☐ U.S. Mail
☒ CM/ECF

11 I certify under penalty of perjury under the laws of the state of Washington that the foregoing
12 is true and correct.

13 s/Sherry R. Toves
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